

VALUE OF PARTIES SHOWN BY MILLS

Benefits of Organization in Politics Told in Strong Speech.

WARNS AGAINST RULE OF "BOSSSES"

Laymen's Efficiency Convention Hears How to Keep Best Party in Power.

Explaining the menace of machine government, Ogden L. Mills, Republican candidate for the State Senate, stirred the Laymen's Efficiency Convention at Synod Hall last night with one of the strongest and most effective speeches of the campaign.

"Parties are necessary instruments in our scheme of government," he said. "Our two party system is superior to any other, provided the parties themselves are properly constituted and perform the functions for which they were intended."

"A party is either an organization held together by selfishness, discipline and tradition or a voluntary association for the purpose of sustaining political principles. There are extreme types, and in both of them leadership plays an important part. In the one, however, the leader is the creator of the organization. In the second, the party develops the leader; the members of the party acknowledge the leadership of the man who best typifies their ideals."

"Tammany represents the first class; the Republican party of the Civil War the second. Tammany is the work of able organizers, built on military discipline, ideas and principles have no part in it. It turns out a vote by promises of favor and threats of punishment, and it is the election day result responsible for them receives a position in the public service. Pay for party work comes from the public treasury."

"So perfect is this machine that the head of the Hall is able to nominate any general ticket and all local candidates, and to deny renomination to those that combat him. Through this own benefit and that of the organization, with the result that from top to bottom of the machine you find no loyalty to the state, but a subservient profit have wholly displaced them."

"Compare this conception of a party to that of the men who founded the Republican party. This was not the creation of one or more individuals, but the spontaneous product of two ideas, Union and Freedom, and the preservation of millions of such a party as Abraham Lincoln, because of all men best typified that for which the party stood."

"How keep parties from degenerating into machines? The answer is, we can do this, free government must prove a failure, if it is based on consent of the governed it cannot endure unless that consent is followed by affirmative and continuous action."

"The responsibility lies on the average citizen. He must see that the party is led only by the highest type of men and by men moved by public spirit and ambition. To do this he must give to the party his personal attention and study."

"He must initiate an education for citizenship and see to it that one of the essentials of common school education shall be to teach future citizens that as they owe a duty to their parents which only duty can relieve them, so, too, they owe a duty to their country which they dare not neglect, that they are trustees for future generations of Americans and that they must hand down this inheritance unimpaired."

"We must establish a new standard of success in which mere ostentatious prosperity or wealth is not the criterion, but which will stamp him as most successful who has contributed most to the welfare of the state."

WRITES APOLOGY, THEN ENDS LIFE

Russian Chemist a Suicide in Hotel — Wife Thwarted First Attempt.

Leaving a note in which he apologized to the hotel proprietor for the trouble caused by his suicide, William Grote, a Russian chemist, killed himself yesterday afternoon over the cafe, known as Oscar & Billy's, at 58 West 36th st. Grote wrote also to his wife and his lawyer.

Mrs. Grote last night at the McAlpin said she had reason to believe he was insanely jealous of her, but unjustly so. The couple were married on October 5.

Coroner Feinberg said last night that he had been informed that a brother of Grote is one of the physicians to the Czars. Grote was born in Moscow. Up to recently he had held a responsible position with a large German chemical concern dealing in German chemicals.

Mr. and Mrs. Grote have been living at the Hotel McAlpin since October 13. The couple registered from Jersey City, but it was said there that they were not known.

Grote, apparently a man of education and breeding, had been frequenting the 36th st. cafe since his arrival at the McAlpin. Yesterday he was seen to go into one of the rooms over the saloon, and his body was found a little later by Katie Mitchell, a chambermaid. He had shot himself.

RECEPTION FOR FRIEDBERG

German Press Club Welcomes Pianist on Tour Here.

The German Press Club last night, at the Hotel Astor, gave a reception in honor of Carl Friedberg, the German pianist, who arrived here this week to make his first tour of the country.

The reception was followed by a musical, in which Mme. Adele Krueger, soprano; Miss Helen Scholter, mezzo; Earl Douglas La Ross, pianist; Robert Maitland, bass; and Karl Klein, violinist, took part.

Among those present were Dr. Derrburg, Mr. and Mrs. Alfred Hertz, Mrs. Strinsky, Morris Bagby, Mr. and Mrs. Arthur Mees, William C. Carl, Arnold Somlyo, Mr. and Mrs. Arnold Volpe, F. X. Ahrens and Mr. and Mrs. Herwegh von Ende.

BROKER IN DIVORCE SUIT

Mrs. I. B. R. McKinney Seeks Separation and Alimony.

Mrs. Ida B. McKinney has filed a suit for divorce in the Supreme Court against Andrew McKinney, member of the Stock Exchange and of several clubs. The husband was served in the suit at the Hotel Knickerbocker, where he has been living since he and his wife parted. The couple were married in 1903. They lived at 28 East 76th st., and spent their summers at Newport.

John S. Wise, Jr., counsel for Mrs. McKinney, refused yesterday to discuss the suit, which will soon come up in court on a motion for alimony pending trial, unless some arrangement is made out of court.

MAN WEDS ON \$1 DARE

Fort Jefferson Justice Loses and Cupid Wins.

Port Jefferson, Oct. 17.—Clayton Bayles refuses to take a dare. Rather than take a dare, in fact, he took a wife. Bayles, the dare and his wife are the leading characters in this story.

Jacob S. Dreyer, a Port Jefferson justice of the peace, asked Bayles to change a dollar Wednesday evening, and the latter jocularly remarked that he had as much as a dollar he would get married.

"All right," said the justice, "take the dollar and get married. If you are still single by Friday night, give it back to me."

A second friend added another dollar to the fund, and Bayles proposed to Miss Florence Lee. Yesterday they visited the Presbyterian Church and were married.

MARKET RUSH ON CITY 'BARGAIN DAY'

Lively Trading at Queensboro Mart Sweeps Unprepared Dealers Off Feet.

"Bargain day" brought out the largest crowd that has yet visited the Queensboro Bridge open market, one of the three started at the outbreak of the war to lower the cost of living. Yesterday was the first day to be set aside by Borough President Marks and his committee as a bargain day. The next bargain day will be at the Harlem market on Tuesday.

Inspector Scum, who had the supervision of the Queensboro market, said the average number of patrons during the day was five hundred. Many of the carriers were sold out by noon, and say they could have sold double the amount they brought in.

James Moran, in charge of the stand of Philip Hoeffner, of Floral Park, sold 150 barrels of potatoes at 80 cents a bushel before 12 o'clock. He spent the rest of the day bemoaning his misunderstanding of "bargain day." Other farmers sold potatoes in large quantities at the same rate.

The farmers were not the only ones who benefited by bargain day. Three egg dealers sold all they had on hand, and the three butchers who run stands reported doing more business yesterday than any day since they have been at the market. Max Greenbaum, one of the butchers, said his men served 700 customers, who averaged \$1 each in purchases. John Hauser, of the Independent Beef company, said his sales for the day amounted to \$1,000. Three tons of fowl were sold by McMillen, a poultry dealer. Most of the meats sold were offered at special inducements. For instance, lamb chops sold at 10 cents a pound, with a head of cabbage thrown in.

The plan of Commissioner Joseph Hartigan of the Bureau of Weights and Measures for a campaign to stimulate the made in the U. S. is being fair to be worked out into a reality.

The Commissioner met seven leading merchants, whom he had conferred with some time ago, on Friday night at the Army and Navy Club and further discussed the idea. It was decided to write to twenty-five manufacturers and merchants asking them to serve on a committee and work in co-operation. They are to meet at his office, in the City Hall, on Wednesday afternoon.

SCAPEGOAT, SAYS ACTRESS

Didn't Read Papers She Signed, Avers Edith St. Clair.

Edith St. Clair, the actress whose testimony in her suit against Abraham L. Erlanger resulted in two indictments against her, charging perjury, broke down in her cell in the Tombs yesterday afternoon when she signed the affidavit.

"I am being made a scapegoat," she cried. "I signed affidavits because lawyers told me I didn't know what I was in them or what it would mean to me."

"What can I do? I have very little money, and I don't know what is going to happen to me. I am being ground between two millstones—Mr. Erlanger and Mr. Steuer."

Miss St. Clair's bail was fixed at \$7,500 by Judge Rosinsky. Her attorney, Alfred Frankenthaler, of 1 Chambers st., said yesterday that his client is on the verge of nervous collapse and that he expects her relatives to furnish bail.

Miss St. Clair hopes to go to a sanatorium after being released from the Tombs and rest until her trial.

BANK RAID YIELDS SIX MEN \$20,000

Bellingham, Wash., Oct. 17.—Six masked men entered the First National Bank of Sedro-Wooley at 8:50 o'clock to-night and escaped with \$20,000 after shooting out all the window lights.

A citizen fired at the fleeing robbers and wounded one of them, but he was rescued by his companions.

JAILER BEATEN TO DEATH BY ESCAPING CONVICTS

California Penitentiary Prisoners Kill Captain of Watch in Wild Break for Liberty—Guard Shoots One; Other Escapes.

Folsom, Cal., Oct. 17.—In one of the most daring outbreaks ever attempted at the state penitentiary Captain J. B. Drury, of the night watch, and George Phelps, a convict, were killed last night. Guards Mayer and Cruelle wounded and a life term from Tulare County named Creek escaped.

Phelps was sentenced to twenty years from Sacramento County for robbery and Creek was serving a sentence for murder. When Captain Drury opened the gates one of the convicts sprang out and beat him to death with a club. The other pounced upon him, tore away his keys and grabbed his two revolvers.

VANDALS WRECK FLYER; THREE DEAD

Open Switch Sends Express Train to Destruction Near Fulton.

THREE MORE VICTIMS DYING IN HOSPITAL

Heroism of United States Army Private Saves Passengers from Death in Debris.

Oswego, N. Y., Oct. 17.—Three trainmen were killed, three fatally injured and a score of passengers badly cut and bruised when the Manhattan flyer, leaving Hoboken at 10 o'clock this morning, ran into an open switch two miles south of Fulton at 6:42 to-night.

The dead are: Engineer Charles Wilson, of Oswego; Fireman James Roosting, of Syracuse, and Mail Clerk Nipper, of Fulton. Both of the engineers were pinned under the wreckage, and the engineer's body was the only one that had been found at a late hour.

Conductor James Callahan, of Syracuse, has a fractured skull, and Trainman James Gilmore's body was badly mangled and did not burn. He is in a deplorable condition at a Fulton hospital. Baggageman Michael Dalton, of Oswego, was badly smashed up in a baggage car and scalded and burned. He will live but a few hours.

The train was running at a high rate of speed and all the cars were derailed with the exception of the last coach. Most of the cars were constructed of steel and did not burn. Scores of passengers were bruised and cut, and the injured were rushed to the Syracuse and Fulton hospitals.

Among the injured was Frederick B. Shepherd, president of the Hunter Arms Company and the Battle Island Paper Company. Relief trains were sent from Oswego and Syracuse with a corps of physicians.

Most of the crew were pinned under the wreckage, especially the engineer, fireman, baggageman and head brakeman.

Heroic work was performed by Private Harry Steinworth Cook, of Company D, of the 3d United States Infantry, stationed at Port Ontario, Oswego, who was returning from a furlough. Steinworth had just stepped into the rear coach when the accident happened. Although badly bruised, he led the rescuers, and his excellent knowledge of first aid saved several of those who were bleeding badly from cuts received from flying glass.

Steinworth directed the rescue and dragged baggageman Dalton from the blazing baggage car.

More than thirty passengers were on the flyer, and only two escaped uninjured. The train was travelling at such a high rate of speed that the cars were telescoped as they turned over.

Manager John W. Stevenson, of the American Woolen Company, a passenger on the train, discovered that the switch had been tampered with and the lights changed. He called the officials and the coroner are investigating the wreck, and strenuous efforts are being made to run down the wreckers.

The wreckers, who were at the point and the engine was completely submerged with the exception of the stack. Hundreds flocked to the scene of the wreck, and automobiles were used as emergency ambulances. The roadbed is torn up for hundreds of feet and traffic will be blocked for two days.

One of the coaches containing eleven passengers turned completely around, but as it was of steel construction the occupants received only minor injuries. Wrecking crews were rushed from Binghamton and Oswego.

BEAUTY SHOW TOO LARGE FOR K. OF C.

Contest Halted Before Bazaar and Carnival Ends in Blaze of Success.

In a blaze of success the New York Knights of Columbus wound up their bazaar and carnival in the 12th Regiment Armory last night, and the announcement was made that the two weeks of revelry had yielded in the neighborhood of \$50,000. The money goes to the building fund, and is a big step toward a new clubhouse.

The beauty contest was the big event of the carnival, and the approach of midnight found the forty-three candidates running so close a race that the management began to have genuine fears for the outcome. Victims of fortune and the management breathed free again. Forty-three winners, they opined, were safer than one.

A host of busy auctioneers sold everything in the armory that was not securely fastened to the ceiling. Bags of flour and sugar were some of the things that visitors carried home, and one man did better than that. He emerged from the building with a young pig under his arm, and the animal promptly broke away and started down Broadway. A bus policeman made a good stop at 59th st.

President Wilson's autographed likeness brought \$120 from a crowd of eager bidders. One dimesel was much occupied disposing of kisses at auction. They brought war prices, too.

Elizabeth and Lucile Pero, Indian maids, were among those present, having as their guests "Jim" Thorpe, the ball player, and his wife.

At least 5,000 Knights and their friends were present.

BOY RODE TRAINS 3 DAYS

Missing Lad Found Asleep on Car Crossing Bridge.

Ten-year-old Joseph Young, of 29 West 135th st., Manhattan, who disappeared from his home on Tuesday, and for whom a general alarm was sent out by the police, was found asleep yesterday on a Brooklyn elevated train crossing the Williamsburg Bridge.

The attention of Henry Ellis, a special deputy sheriff of the Brooklyn Rapid Transit, was called to the lad by a conductor, who said the boy had been riding for hours two and fro on the train. When the boy was taken from the train at the Marcy av. station and conveyed to the Clynier st. police station he refused to tell who he was, but the police quickly recognized him. He said he had passed his time since leaving home riding on elevated and subway trains. He was turned over to the Children's Society and his parents were notified.

STATESMAN LAID LOW IN COLOMBIA

Chief of Liberal Party Assassinated on Way to Senate in Bogota.

Bogota, Colombia, Oct. 17.—General Rafael Uribe-Uriebe, member of the Colombian Senate and chief of the Liberal party, was attacked by two workmen on Thursday afternoon while on his way to the Senate and died yesterday from the injuries they inflicted on his head and neck with an axe.

The men, who are members of the Liberal Republican Workmen's Club, were arrested. Failure to receive positions to have been promised to them is believed to have instigated the act.

An imposing state funeral for the dead soldier and statesman was held today.

General Rafael Uribe-Uriebe, Colombian soldier, lawyer and diplomat, had for years played a leading part in the affairs of his country. In the diplomatic field he had represented Colombia as Minister to Brazil, Chili and Argentina, and had served on special missions to other Latin-American countries. He also represented his country at the Congress of American republics, which met in Rio Janeiro. He was a member of the advisory committee that signed the treaty between the United States and Colombia designed to settle the Panama controversy.

'COTTON BALE' NEW DANCE

Bustanoby's Ballet of Eight to Offer Novelty.

"Buy a bale of cotton" dances—the final word in taperschorean times—will be held at Bustanoby's 60th st. restaurant on Wednesday and Thursday evenings.

A ballet corps of eight girls will be dressed in bales of cotton. There will be plantation songs and dances, and a ballet of the real thing will be presented to the best dancer.

Girl Injured by Auto.

Mary McCoy, seven years old, of 308 West 41st st., was seriously injured yesterday afternoon by an automobile in front of 276 West 43d st. She was playing in the street when a machine owned by Charles M. Williamson, of 414 West 121st st. and driven by Henry Deyomof, of 33 Manhattan av., knocked her down. She suffered internal injuries.

YOAKUM DEFENDS ROCK ISLAND ROAD

Financier Protests Against Reference to "Wrecking" of Property.

"EVERYTHING R. R. SHOULD BE," HE SAYS

McMurtry Asserts Fellow Directors Were Dominated by Daniel G. Reid.

Washington, Oct. 17.—Some details concerning the acquisition and subsequent sale at a loss of millions of "Frisco" securities were developed today when the investigation into the financial operations of the Chicago, Rock Island & Pacific Railway was resumed before the Interstate Commerce Commission.

George G. McMurtry, of New York, a director of the Rock Island operating company and of the New Jersey holding company of the Rock Island, gave testimony tending to show that the board of directors practically was dominated by Daniel G. Reid.

The witness said he knew personally very little concerning the financial operations of the several companies. Asked about specific transactions, including the Frisco deal and the payments of money to directors Jackson and Cable, for which no explanation had been given, the witness said that he could remember nothing about those matters.

"I didn't have time to go into such details," he said.

Under cross-examination, Mr. McMurtry said that, as usual in such company operations, he relied upon the reports of the executive committee, which had direct charge of them.

Boggs Justifies Sale of "Frisco."

George T. Boggs, of New York, a director of the Rock Island operating company and in various capacities an official of that company for many years, giving his version of the purchase and subsequent sale by the Rock Island of the "Frisco" lines, said he believed it to be for the best interest of the Rock Island to dispose of the Frisco stock to R. F. Yoakum and his associates, even at the loss which the Rock Island was obliged to take in that transaction.

"The time and condition had changed," said the witness, "and it was necessary for us to do the best we could in the circumstances."

"You believe, then," suggested Solicitor Folk, "that the board of directors of a railroad has a right to do what it pleases with the company's money, without respect to the general public?"

"I do not quite understand the question," said Mr. Boggs. "The board of directors of this property, for instance, does what it deems to be proper in any circumstance. As to the bond transaction of \$17,500,000, at the time the 'Frisco' stock was sold to Mr. Yoakum it was necessary that those bonds should be redeemed before the stock could be passed to the new owner."

Mr. Boggs said as a director he approved of that transaction and of the loan of \$7,500,000 made through the First National Bank of New York, because he believed it would offset a saving to the Rock Island Railway.

"As a director of the Rock Island Railway did you cast your votes according to instructions?" asked Mr. Folk.

"No, I never did. I acted upon my best judgment."

The loss to the Rock Island Railway through its purchase and subsequent

sale of the stock of the "Frisco" lines was the difference between \$61,500 and \$37,500 a share, according to H. F. Yoakum, of New York, who conducted the negotiations for the "Frisco" stockholders. The total amount of actual loss, Mr. Yoakum thought, was about \$7,500,000.

"Frisco Was Competitor."

Mr. Yoakum, always actively connected with the "Frisco" lines, became a member of the various Rock Island boards of directors when the "Frisco" stock was acquired by the Rock Island. He said that while the control of the "Frisco" was in the Rock Island competition between the two lines did not cease.

"Did you conduct the negotiations for the repurchase of the 'Frisco' stock?" asked Mr. Folk.

"Yes, I did."

"What was the reason for the repurchase of the 'Frisco' by you and your associates?"

"Well, I believed in the 'Frisco,' and believe in it yet. I dealt concerning the matter with D. G. Reid principally. We agreed upon a price of \$37,500 a share, and my associates and myself bought it. I look about 30,000 shares. Personally, I look about 30,000 shares."

"Did you get the actual stock when you paid your money?" asked Mr. Folk.

"You bet I did," replied Mr. Yoakum. "I got the real stuff. I was not a dummy. I was a strong probability of the Trust Company is pressing for the sale of the Rock Island stock held as security for its bonds. The sale of this stock would eliminate the securities of the holding companies as a factor of any value."

At the termination of today's testimony the Interstate Commerce Commission's hearings in the Rock Island investigation were adjourned to an undetermined future date, perhaps several weeks hence.

Yoakum Describes Purchase.

Discussing the acquisition by the Rock Island of the Chicago & Alton road, in response to inquiries by Mr. Folk, Mr. Yoakum said he participated in that purchase acting as one of the directors of the Rock Island Railway.

"I purchased much of the Alton stock in my name through six or seven brokers. Other blocks of the stock were purchased in the name of W. D. Leeds and William H. Moore. To get a majority of about 200,000 shares of the railroad property is a pretty good job. We conducted it in the only way it could be conducted. Of course we had kept the matter as quiet as possible."

"Was not E. H. Harriman in control of the Alton at that time?" asked Mr. Folk.

"Well," said Mr. Yoakum, smiling, "it was a propitious time to make the purchase. Mr. Harriman happened to be in Europe, and the Rock Island wanted control of the property and it simply didn't wait for Mr. Harriman to return."

Mr. Yoakum explained that he and Messrs. Reid, Leeds and William H. Moore became members of the Alton board and also members of the Chicago & Eastern Illinois board because all the properties were controlled by the same interests. The Rock Island purchased control of the Deering Coal Company and of the Indiana Coal Company, and perhaps some other coal companies, Mr. Yoakum explained, because it was regarded as good policy to obtain control of what were the largest fuel fields in the Middle West.

Sold Coal Interests.

The coal was necessary for the operation of the railway properties, and also furnished a large tonnage in freight. Several years later, the witness further explained, it was regarded as equally good policy, on account of the dissolution of the several railway interests, to dispose of the Rock Island's interests in the coal companies.

"Do you consider governmental control of the issuance of railroad securities desirable?" asked Mr. Folk.

"That's a very broad question," replied Mr. Yoakum. "I think the government must find some solution for it. I believe in the closest co-operation between the government and the railroads and that it would be much

better for the government regulation to be absolute than for nobody to know just what the situation is. The present national administration has done some good work, particularly in the enactment of its currency legislation and in its authorization of government railroads in Alaska."

Mr. Folk asked Mr. Yoakum to what he attributed the wrecking of the Rock Island.

"I do not use the term 'wrecking' in connection with the Rock Island," replied Mr. Yoakum. "I consider the Rock Island one of the finest railroad properties in the United States today. It traverses a great territory. It has wonderful terminals and it is everything that a railroad ought to be. I can put it no stronger than that."

Through the testimony of J. N. Wallace, president of the Central Trust Company, New York, it was shown that the strong probability that the securities of the two Rock Island holding companies would be wiped out absolutely and that every dollar invested in them would be lost. As trustee of the bondholders of the Central Trust Company is pressing for the sale of the Rock Island stock held as security for its bonds. The sale of this stock would eliminate the securities of the holding companies as a factor of any value."

At the termination of today's testimony the Interstate Commerce Commission's hearings in the Rock Island investigation were adjourned to an undetermined future date, perhaps several weeks hence.

ARRESTED AT GIRL'S HOUSE AS FORGER

Youth Asserts She Is His Secret Bride — Father Repays Amount of Check.

With a five-pound box of candy under his arm Lester Newhoff, bookkeeper until yesterday for the H. E. Lesan Advertising Agency, at 440 Fourth av., was arrested last night as he was about to enter the home of the girl he says is his "secret" bride, at 302 Central Park West. He was locked up in the East 51st st. police station, charged with forging and cashing a check for \$548.50. He is said to have confessed.

Newhoff was traced through his love for the daughter of Marcus Freeder, a silk manufacturer, living at the central Park West house. Detectives learned that he was expected for dinner and waited outside. When arrested he said that he and Miss Freeder had been married some time.

Later in the evening a young woman, who said she was Miss Freeder answered the telephone. She was informed that Newhoff had been arrested. There was a thud plainly heard at the other end of the wire and after a short delay Mr. Freeder came to the phone. He said he had not heard that his daughter was married, refused to ask her if the story of the prisoner were true and said he didn't believe it.

Newhoff went to the Corn Exchange Bank branch at Fourth av. and 29th st. yesterday with several checks that had been endorsed by E. K. Gordon, president of the advertising agency. The check he is said to have forged was also endorsed with the name of E. K. Hubbard, an officer of the agency. When this was discovered at the bank detectives were summoned and it was decided that Newhoff's handwriting had characteristics similar to those in the Hubbard signature. When cashing the checks he also cashed one of his own for \$25, which he won on the world's baseball series.

His father and mother, Mr. and Mrs. Christopher Newhoff, of 328 New York City, were called to the police station, and in the back room the father counted out the amount which his son obtained on the check.

BOND OR PRISON OPTION FOR BINNEY

Lawyer Must Guarantee to Keep Peace or Go to Island.

SENTENCE IMPOSED IN NIGHT COURT

May Begin Three Months' Term To-day for Part in Row of Auto.

Harold Osmond Binney, a lawyer, of 23 East 87th st., went free. Steen is a taxicab driver, and was in front of the Hotel Astor when Binney came out and climbed into the car. The lawyer maintained that the chauffeur tried to collect in advance. There was an argument, during which Patrolman Meyer of the Traffic Squad, appeared, and the lawyer demanded the chauffeur's arrest. When Meyer refused this Binney took his man to the West 44th st. police station.

Later in the day the door of the station again opened on Binney. Sergeant McAuliffe was with him in the capacity of captor. Azariah Montfort, manager of a garage at 103 West 87th st., was the complainant.

According to Montfort, the lawyer left his racing machine there the night before and tried to take it out yesterday without paying a bill for \$24.46, claiming he had no cash and offering to leave his watch. This was refused, and it was charged that Binney tried to take the car out, told a patrolman who interfered that he was a fellow attorney and finally jammed the officer's cap down over his eyes. A last attempt to get the car resulted in a call for the police. A crowd pulled Binney from the machine, and the lawyer made a complaint of assault against Montfort.

For more than two hours the case occupied the attention of the court, and when the magistrate announced that he declared Binney guilty and asked if the lawyer had anything to say the prisoner arose.